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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 KEITH L. NASH,

11 Petitioner,

12 v.

13 STATE OF WASHINGTON,

14 Respondent.
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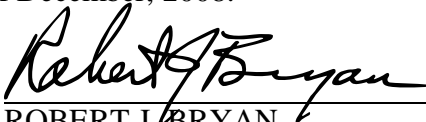
Case No. C08-5622RJB/JKA

ORDER ADOPTING REPORT
AND RECOMMENDATION

17 The Court having reviewed the Report and Recommendation of the Hon. J. Kelley Arnold
18 United States Magistrate Judge, objections to the Report and Recommendation, if any, and the
19 remaining record, does hereby find and Order:

- 20 (1) The Court adopts the Report and Recommendation;
- 21 (2) The petition is **TRANSFERRED TO THE NINTH CIRCUIT AS A SECOND
OR SUCCESSIVE PETITION.**
- 22 (3) The clerk is directed to send copies of this Order to Petitioner, and to the Hon. J.
23 Kelley Arnold **AND TO ADMINISTRATIVELY CLOSE THIS FILE.**

24 DATED this 2nd day of December, 2008.

25 
26 ROBERT J. BRYAN
27 United States District Judge
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